

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Eicken *et al.*) Art Unit: *Unassigned*
Application No.: 10/563,884) Examiner: *Unassigned*
Filing Date: July 9, 2004) Confirmation: 3977
For: "COMPOUNDS FOR CHANGING THE)
PHYSICAL PROPERTIES OF ICE AND)
METHODS OF USE THEREOF")

PETITION FOR WITHDRAWAL OF ABANDONED STATUS

Office of Initial Patent Examination
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Ballard Spahr LLP
Customer No. 23859

Sir:

Pursuant to 37 C.F.R. § 1.181 and MPEP § 711.04(c), applicants hereby petition for withdrawal of abandoned status, as indicated in the USPTO Secured Patent Application Information Retrieval system.

Remarks

A Notice of Abandonment for this application was mailed April 17, 2006. In response, a Petition to Revive Unintentionally Abandoned Application was filed May 5, 2006. The Petition was granted by Decision issued May 11, 2007. Copy attached hereto as Appendix A. No subsequent action was taken by the Office. On July 18, 2008, Applicant filed a Status Inquiry for this application. Applicant has not yet received a response from the Office.

During routine inspection of the USPTO Secured Patent Application Information Retrieval (PAIR) system file for this application, counsel for Applicant noted that the Bibliographic Data for this application indicated the status to be “Abandoned – Incomplete Application (Pre-examination).” Copy attached hereto as Appendix B.

Because no Notice of Abandonment has been mailed subsequent to the May 11, 2007 Decision, Applicant believes the status is listed incorrectly in the Bibliographic Data. Applicant believes withdrawal of abandoned status would be proper.

Favorable consideration of this Petition is earnestly solicited.

It is believed that no fee is due with this Petition. In the event that it is determined that a fee is due, the Commissioner is hereby authorized to charge the fee to Deposit Account No. 14-0629.

Respectfully submitted,
Ballard Spahr LLP

/D. Brian Shortell/

D. Brian Shortell, JD, PhD
Registration No. 56,020

Ballard Spahr LLP
Customer Number 23859
(678) 420-9300
(678) 420-9301 (fax)

CERTIFICATE OF EFS-WEB TRANSMISSION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence – including any items indicated as attached, enclosed, or included – is being transmitted by EFS-WEB on the date indicated below.

/D. Brian Shortell/

D. Brian Shortell, JD, PhD

February 1, 2010

Date

Appendix A



UNITED STATES PATENT AND TRADEMARK OFFICE

11 MAY 2007

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

NEEDLE & ROSENBERG, P.C.
999 PEACHTREE ST NE STE 1000
ATLANTA, GA 30309-391

In re Application of : DECISION ON
EICKEN, Hajo et al.
Application No.: 10/563,884
PCT No.: PCT/US04/22086
Int. Filing Date: 09 July 2004 : PETITION
Priority Date: 10 July 2003
Attorney's Docket No.: 21002.0008U3
For: Compounds For Changing The Physical Properties : UNDER 37 CFR 1.137(b)
Of Ice And Methods Of Use Thereof

The petition to revive under 37 CFR 1.137(b) filed 05 May 2006 in the above-captioned application is hereby GRANTED as follows:

Applicant filed on 05 May 2006 the required petition fee, the basic national fee, and the national stage search and examination fees.

An oath or declaration of the inventors under 35 U.S.C. 371(c)(4) and 37 CFR 1.497 and, the surcharge for filing the oath or declaration later than 30 months from the priority date, are required.

The request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

This application is being forwarded to the National Stage Processing Division of the Office of PCT Operations for continued processing.

Leonard Smith
PCT Legal Examiner
Office of PCT Legal Administration
Telephone: (571) 272-3297
Facsimile: (571) 273-0459

Stefan Staicovici
PCT Legal Examiner
Office of PCT Legal Administration
Telephone: (571) 272-1208

Appendix B

Secured Patent Application Information Retrieval							
Downloaded		Order Certified Application As Filed Order Certified File Wrapper				View Order List	
10/563,884		Compounds for changing the physical properties of ice and methods of use thereof					
Select New Case	Applications by Attorney Docket	Application Data	Transaction History	Image File Version	Customer Data	Address & Attorney/Agent	Assignments
							Display Preferences
Bibliographic Data							
Application Number:	10/563,884				Customer Number:	23859	
Filing or 371 (c) Date:	-				Status:	Abandoned -- Incomplete Application (Pre-examination)	
Application Type:	Utility				Status Date:	04-14-2006	
Examiner Name:	-				Location:	ELECTRONIC	
Group Art Unit:	1755				Location Date:	-	
Confirmation Number:	3977				Earliest Publication No:	-	
Attorney Docket Number:	21002.0008U3 Update				Earliest Publication Date:	-	
Class / Subclass:	252/070				Patent Number:	-	
First Named Inventor:	Hajo Eicken				Issue Date of Patent:	-	
Title of Invention: Compounds for changing the physical properties of ice and methods of use thereof							
<i>If you need help:</i>							
<ul style="list-style-type: none">Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail USPTO@uspto.gov for specific questions about Patent Application Information Retrieval (PAIR).Send general questions about USPTO programs to the USPTO Contact Center (UCC).If you experience technical difficulties or problems with this application, please report them via e-mail to Electronic Business Support or call 1 800-786-9199.							